IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Dunn et al.

Serial No.: 09/766,062

Filing Date: 01/22/2001

For: Method, system, and program for a platform-independent, browser-based, client-side, test automation facility for verifying Web site operation

Group Art Unit: 2122

Examiner: Yigdall, M.

Attorney Docket No.: AUS920000766US1

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on <u>May 23, 2005</u>.

Joseph R. Burwell, Reg. No 44,468

NOTICE OF APPEAL

FROM EXAMINER TO BOARD OF APPEALS AND INTERFERENCES

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated 01/21/2005 rejecting claims 1-30.

Please refer to the PTO-2038 form that is included in this response for payment information for the 37 CFR 41.20(b)(1) fee for filing a Notice of Appeal (\$500), fee code 1401.

DATE: May 23, 2005

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Respectfully submitted,

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